

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

KEVIN B. TABY,	:	CIVIL ACTION
Plaintiff	:	
	:	
v.	:	NO. 08-2746
	:	
FIREMAN'S FUND	:	
INSURANCE COMPANY	:	
Defendant	:	

ORDER

_____ **AND NOW**, this 30th day of September, 2009, upon careful consideration of the defendant's motion for summary judgment (Document #13), the plaintiff's response thereto (Document #14), and the defendant's reply (Document #15), it is hereby ORDERED that the motion is GRANTED in its entirety.

The Clerk of Court is directed to mark this case CLOSED for all purposes.

BY THE COURT:

/s/ Lawrence F. Stengel

LAWRENCE F. STENGEL, J.